

HUMAN SERVICES DEPARTMENT[441]

Amended Notice of Intended Action

Providing for a public hearing on rule making related to tiered-rate reimbursement methodology

The Notice of Intended Action published in the Iowa Administrative Bulletin on December 6, 2017, as **ARC 3476C**, proposes to amend Chapter 78, “Amount, Duration and Scope of Medical and Remedial Services,” Chapter 79, “Other Policies Relating to Providers of Medical and Remedial Care,” and Chapter 83, “Medicaid Waiver Services,” Iowa Administrative Code. In order to receive oral comments concerning **ARC 3476C**, the Department of Human Services hereby gives notice that public hearings will be held as follows:

February 21, 2018
1 to 3 p.m.

Coralville Public Library
E. Jean Schwab Auditorium
1401 Fifth Street
Coralville, Iowa

February 23, 2018
1:30 to 2:30 p.m.

Nesler Centre
3rd Floor Conference Room
799 Main Street
Dubuque, Iowa

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rule making.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Department and advise of specific needs.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 17A.4(1)“b” and 249A.4 and 2017 Iowa Acts, House File 653, section 93.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code section 249A.4 and 2017 Iowa Acts, House File 653, section 93.

Purpose and Summary

The amendments in **ARC 3476C** will change the rate-setting methodology used to develop supported community living (SCL), day habilitation, and adult day care service rates in the home- and community-based services (HCBS) intellectual disability waiver. The SCL methodology will change from the current retrospectively limited prospective rate-setting process to a fee schedule using a tiered-rate methodology. Day habilitation and adult day care service rates are currently established through a fee schedule but will be changed to a fee schedule using tiered rates. The tiered-rate methodology establishes a tiered system of reimbursement based on the identified acuity level from the results of the Supports Intensity Scale® (SIS) core standardized assessment.

The Department received more than 50 comments from the public during the comment period requesting that public hearings on this rule making be held to provide written and oral comments.

Fiscal Impact, Jobs Impact, Waivers

Statements related to the fiscal impact, jobs impact, and waiver of this rule making may be found in the preamble of **ARC 3476C**.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).